

Board of Selectmen Meeting Monday, October 1, 2018 7:00 PM 36 Bartlet Street, Andover, MA 01810 Selectmen's Conference Room

- I. Call to Order-7:00 P.M.
- II. Opening Ceremonies 7:05 P.M.A. Moment of Silence/Pledge of Allegiance
- III. Communications/Announcements/Liaison Reports 7:10 P.M.
- IV. Citizens Petitions and Presentations 7:15 P.M.
- V. Public Hearings 7:20 P.M.

#### Go Methuen Express – (10 minutes)

Board to consider voting on the application of Go Methuen for a Vehicle for Hire business. Albertico Mejia, of Go Methuen Express, Inc., 300 Brickstone Sq., Suite 209, Andover, is requesting permission to operate a Vehicle for Hire business at 300 Brickstone Sq., Suite 209, with 20 vehicles. The license has been reviewed and approved by the Police Department and would be effective from the date of approval through April 30, 2019.

#### National Grid - Cricket & Windemere - (10 minutes)

This hearing is on the petition of National Grid requesting permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity. National Grid to replace direct buried cable with cable conduit and to add 2 pull boxes on Windemere Drive. The location begins at a point approximately 700 feet NW of the centerline of the intersection of Lowell Street and Windemere Drive and continuing approximately 1500 feet +/- in a north direction.

### National Grid – Mohawk – (10 minutes)

This hearing is on the petition of National Grid requesting permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity on Mohawk Road.

## National Grid - Greybirch and Greenbriar - (10 minutes)

This hearing is on the petition of National Grid requesting permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity. National Grid to replace all direct buried cables with cable conduits. Also, to install conduits from riser pole 123 with 2-3" conduits until last transformer 9, and install 4 pull boxes. The location

begins approximately 10 feet east of the centerline of the intersection of River Road and Greybirch Road and continues approximately 3700 feet in an easterly direction.

## National Grid – Tewksbury, Yardley, Copley, Bristol, Waverly, Garfield, Radcliff – (10 minutes)

This hearing is on the petition of National Grid requesting permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity. National Grid to install underground cable and conduit throughout the Belmont Park Residential Development. The cable and conduit to extend from pole 2757 and pole 2765-50 Tewksbury Street and into Belmont Park Residential Development.

#### National Grid – Bateson – (10 minutes)

This hearing is on the petition of National Grid requesting permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity. All conduits will be installed in the grass except for some street crossings. The location begins at a point approximately 15 feet south of the centerline of the intersection of Cutler Road and continues approximately 1650 feet in a southerly direction.

#### VI. Regular Business of the Board

#### A. Gas Disaster Update – (15 minutes)

Board to receive an update on the Gas Disaster

### B. Water Update – (10 minutes)

Board to receive an update on discolored water and potential plans going forward

## C. November Election Warrant – (5 minutes)

Board to consider voting to approve and sign the warrant for the November General Election

## D. Historic Mill District – (10 minutes)

Board to receive an update on the Historic Mill District public engagement process

#### E. MassWorks Grant – (10 minutes)

Board to receive an update on the Dascomb Road MassWorks Grant

### F. Pulte Homes Zoning Bylaw Petition – (10 minutes)

Board to discuss an amendment to the Zoning Bylaw, section 8.8.3 to allow individuals 55 and over to purchase units in the Riverside Woods Development

## G. Halloween Trick-or-Treating – (5 minutes)

#### VII. Consent Agenda

A. Appointments by the Town Manager

That the following appointments by the Town Manager be approved:

Department	Name	Position	Rate/Term	Date of Hire
Department of Public Works	Peter Gallant Patrick O'Hagan	Working Foreman	\$64,519	9/18/18
Library	Emily Gryllakis Lucy Schirmer	Library Page	\$10.00/hr	8/22/18
Recreation	Rosie Scott	CSA Counselor	\$10.25/hr	8/28/18
Recreation	Rachel Souza	Sports Assistant	\$10.25/hr	8/28/18
Recreation	Luke Weiner	Sports Assistant	\$10.25/hr	9/22/18
Recreation	Courtney Comeau	Kid Care Assistant Group Leader	\$17.00/hr	9/5/18
Recreation	Sophie Hughes	Kid Care Assistant Group Leader	\$17.00/hr	9/5/18
Youth Services	Hunter Hazard	AYS Counselor 3	\$12/hr	9/10/18
Recreation	Paige Fabiani	Kid Care Group Leader	\$10.25/hr	9/22/18
Recreation	Caroline Curtin	Kid Care Assistant Group Leader	\$12.00/hr	9/17/18
Recreation	Paige Tubinis	Kid Care Assistant Group Leader	\$12.00/hr	9/17/18
Youth Services	Ruiying Gao	AYS Counselor 2	\$11.00/hr	9/10/18
Youth Services	Amanda McHardy	AYS Counselor 2	\$11.00/hr	9/10/18
Youth Services	Samuel Brosnan	AYS Counselor 2	\$11.00/hr	9/10/18
Recreation	Kenneth Pellerin	Sports Instructor	\$1,6000 stipend	9/12/18
Recreation	Matthew Nicholas	Baseball Counselor	\$10.25/hr	7/2/18
Recreation	Alex Pisacreta	Sports Assistant	\$10.25/hr	9/24/14
Recreation	Cameron Marcou	Sports Assistant	\$11.00/hr	12/01/18

#### VII. Approval of Minutes

Board to consider approving minutes from the following meetings:

February 5, 2018, February 14, 2018, February 26, 2018, March 5, 2018, March 22, 2018, March 26, 2018, May 10, May 30, 2018, June 4, 2018, June 18, 2018, June 25, 2018, July 9, 2018.

#### VIII. Executive Session

Executive session pursuant to purpose (3) of Massachusetts General Laws, chapter 30, section 21(a), the Open Meeting Law, to discuss strategy with respect to collective bargaining with New England Police Benevolent Association (NEPBA) Local 9 (Patrolmen), Local 109 (Communicators), and Local 99 (Superior Officers),

AFSCME Local 1704, Department Heads, International Association of Fire Fighters Local 1658, and the Andover Independent Employees Association, as an open meeting may have a detrimental effect on the bargaining position of the Board of Selectmen.

### IX. Adjourn

If any member of the public wishing to attend this meeting seeks special accommodations in accordance with the Americans with Disabilities Act, please contact the Town Manager's Office at 978-623-8210 or by email at <a href="manager@andoverma.gov">manager@andoverma.gov</a>.

MEETINGS ARE TELEVISED ON COMCAST CHANNEL 22 AND VERIZON CHANNEL 45

#### Vehicle for Hire License

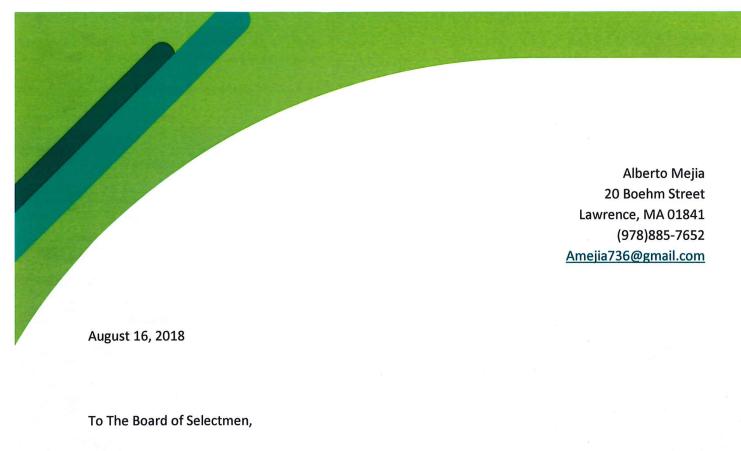
#### Request / Agenda:

Albertico Mejia, of Go Methuen Express, Inc., 300 Brickstone Sq., Suite 209, Andover, is requesting permission to operate a Vehicle for Hire business at 300 Brickstone Sq., Suite 209, with 20 vehicles. The license has been reviewed and approved by the Police Department and would be effective from the date of approval through April 30, 2019.

#### Motion for Selectmen / License Conditions:

I move that the 20 Vehicle for Hire licenses for Go Methuen Express, Inc., 300 Brickstone Sq., Suite 209, Andover be approved as presented with the following conditions: no taxi or livery vehicles to be stored in Andover and that all other requirements of the Town are met prior to issuance.

Moved by:	
Seconded by:	
Vote:	Yes
	No Abstain



I Alberto Mejia, 38, of 20 Boehm Street, Lawrence MA 01841, attest, that this statement is true and accurate to best of my knowledge. In 2006, my driver's license was suspended due to unpaid parking tickets and excise tax. I was able to pay all the ticket and accompanying fees in 2009. At which time I paid \$100.00 reinstatement fee at the Department of Motor Vehicles.

If you have any further questions please do not hesitate to contact me at any time.

Thank you in advance for your time and attention to this matter.

Thank you,

Alberto Mejia



# CENES A

## TOWN OF ANDOVER

Zoning 36 Bartlet Street Andover, MA 01810 (978) 623-8627 www.andoverma.gov

August 9, 2018

Austin Simko Town Clerk & Chief Strategy Officer Acting Town Clerk Andover Town Offices 36 Bartlet Street Andover, MA 01810

Dear Mr. Simko:

Albertico Mejia intends to conduct a livery business, d/b/a "Go Methuen Express Inc." The business address is 300 Brickstone Sq., Suite 209, Andover, MA (Assessors Map 35; Town Lot 27).

This location falls within the Industrial A (IA), and is a permitted use in accordance with the Andover Zoning Bylaw, Article VIII, Section 3.1.3.C.15 (business, professional or administrative office).

This approval is restricted to business / administrative office use only. No vehicles associated with the livery service, except those of employees working in an administrative capacity, may be parked on site. All livery vehicles must be parked off site.

Inspector of Buildings

Christopher A. Clemente Inspector of Buildings

CAC/bb

Cc: Albertico Mejia

## TOWN OF ANDOVER GENERAL LICENSE APPLICATION

TIME STAMP APPLICANT'S D/B/A: 60 APPLICANT NAME: APPLICANT'S ADDRESS: 20 APPLICANT'S TEL. NUMBER: 978-885-7652 CONTACT PERSON: /A TELEPHONE: 978-885-7652 E-MAIL AMETIA 736 (a) GMAIL COM MAILING ADDRESS: //O JACKSON ST, # 215, METHWEN MA Vehicle for Hire TYPE OF LICENSE: Number of Cars Proposed: 210 Circle one RENEWAL -or- (NEW) LOCATION OF LICENSE ACTIVITY: 300 Brich STowe Sq. SVITE 209 FID/SS # 87 - 5127867 APPLICATION/LICENSE FEE: / OO. OO I certify under penalties of perjury, that the above information is true and that named applicant has complied with all laws of the commonwealth relating to taxes, reporting of employees and contractors, and withholding and remitting child support. Signature: OFFICE USE ONLY OFFICE USE ONLY OFFICE USE ONLY By: Downe License Board Hearing Date: 820/18 Date of log entry 8 8 18 **Prior Approval Required:** ATE SENT: DATE APPROVED Police Dept: Treasurer: Town Mgr: Add'l conditions for license: This license requires: (circle all that apply) Letter of Clearance **Business Certificate** Selectmen Approval



## TOWN OF ANDOVER

#### **Town Clerk's Office**

36 Bartlet Street Andover, MA 01810 978-623-8230 townclerk@andoverma.gov

#### **NOTICE**

You are hereby notified that a Public Hearing will be held by the Andover Board of Selectmen, on Monday, September 17 in the 3<sup>rd</sup> Floor Conference Room, 36 Bartlet Street, at 7 p.m.

This hearing is on the petition of National Grid requesting permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity, said underground conduits to be located substantially in accordance with the plan filed herewith marked – **Cricket Circle, Windemere** - Andover, MA.

#18540072— National Grid to replace direct buried cable with cable conduit and to add 2 pull boxes on Windemere Drive. The location begins at a point approximately 700 feet NW of the centerline of the intersection of Lowell Street and Windemere Drive and continuing approximately 1500 feet +/- in a north direction. Location approximately as shown on plan attached.

Plan(s) of the proposed work can be found in the Meeting Packet on the Board of Selectmen page on the Town of Andover website, <a href="https://www.andoverma.gov">www.andoverma.gov</a>.

Should you have any major concerns about this proposal, please call James Verney, 781-907-1521, prior to the above-mentioned Selectmen's meeting date. A representative from the utility company will be available at 6:45 P.M. on the above date to answer any other questions you may have relating to the proposed work.

By order of the Board of Selectmen

Austin Simko Town Clerk

Plan No.: 18540072 September 7, 2018

## TOWN OF ANDOVER, MASSACHUSETTS

Christopher M. Cronin Director



TELEPHONE (978) 623-8700

FAX (978) 623-8799

#### **DEPARTMENT OF PUBLIC WORKS**

WATER TREATMENT PLANT 397 LOWELL STREET 01810 -4416

TO:

Austin Simko, Town Clerk

FROM:

Christopher Cronin, Department of Public Works Director

DATE:

August 17, 2018

SUBECT: National Grid

The petition by National Grid for the purposes of constructing a line of underground electric conduits, including the necessary sustaining and protecting fixtures along Cricket Circle and Windemere Drive is acceptable as shown on the petition listed below:

Location

Cricket Circle and Windemere Drive

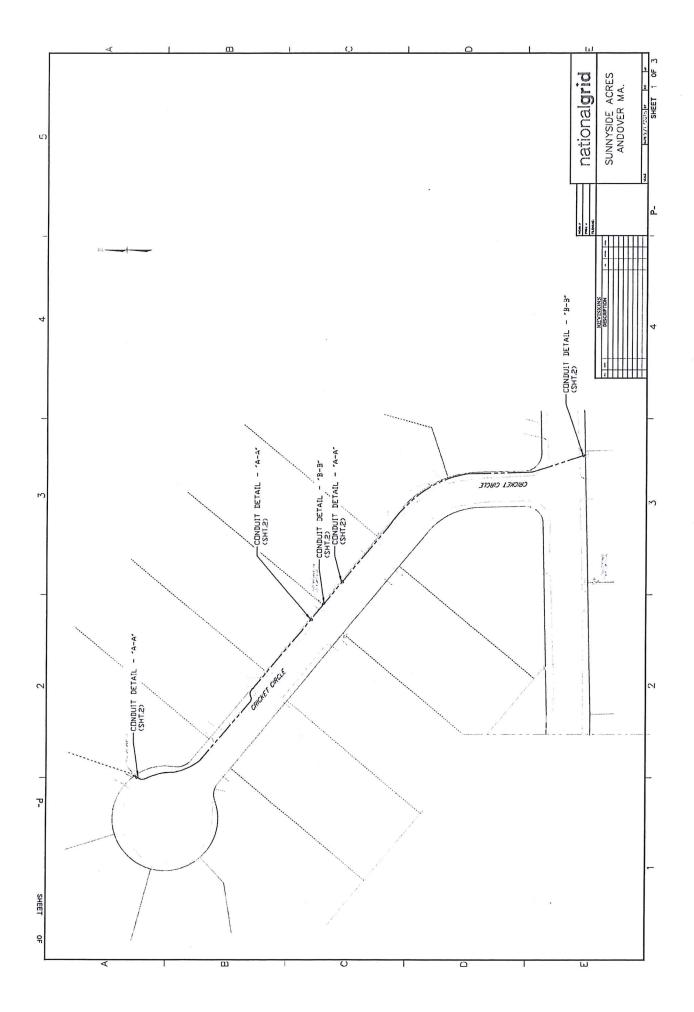
Petition #

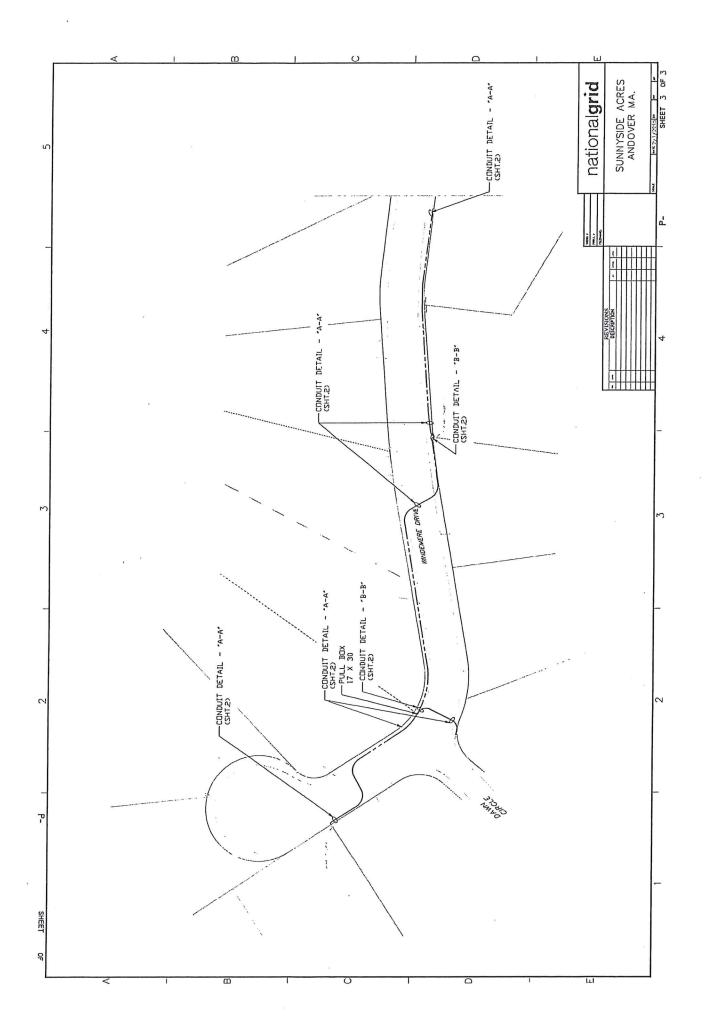
18540072

Prior to construction, a street opening permit must be obtained from the Department of Public Works.

CMC/ahm

cc: Arthur Martineau, Interim Town Engineer David Dargie, Construction Inspector





Questions contact – James Verney 781-907-1521

Petition of the NATIONAL GRID Of NORTH ANDOVER, MASSACHUSETTS For Electric conduit Location: RECEIVED
TOWN CLERK'S OFFICE

2018 AUG -2 P 3: 10

TOWN OF ANDOVER, MASS

To the Board of Selectmen of Andover Massachusetts

Respectfully represents the NATIONAL GRID of North Andover, Massachusetts, that it desires to construct a line of underground electric conduits, including the necessary sustaining and protecting fixtures, under and across the public way or ways hereinafter named.

Wherefore it prays that after due notice and hearing as provided by law, it be granted permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity, said underground conduits to be located substantially in accordance with the plan filed herewith marked – Cricket Cir, Windemere Drive-Andover Massachusetts

The following are the streets and highways referred to:

**18540072** National Grid is replacing direct buried cable with cable conduit. We are also adding 2 pull boxes on Windemere Drive. The location begins at a point approximately 700 feet NW of the centerline of the intersection of Lowell St and Windemere Drive and continuing approximately 1500 feet +/- in a north direction.

Location approximately as shown on plan attached

NATIONAL GRID

Engineering Department

Dated: June 29, 2018



## Town of Andover BOARD OF SELECTMEN

## License and Permit Application Public Hearing Questionnaire

Please be willing and able to address these questions before the Board of Selectmen during your hearing.

## Construction, Excavation & Installation Projects

National Grid ( Chris Wellington)								
1101 Turnpike St North Andover MA								
Senior Program Manager 978 72	Senior Program Manager 978 725 1276							
National Grid	National Grid							
Replacing direct buried cable in	conduit and adding 2 pull	boxes on	Windemere Drive. The					
location begins approximately 70	00 feet northwest of the cer	nterline o	f the intersection of					
Lowell St & Windemere Drive a	nd continues approximatel	y 1500 fe	et +/- feet in a north					
direction.								
Yes ⊠ No □	_	Yes ⊠	No □					
	project manager?							
			· -					
Yes □ No ⊠	- 1	Yes □	No □					
Cl' 1	property?							
Click or tap here to enter text.								
	1101 Turnpike St North Andove Senior Program Manager 978 72 National Grid Replacing direct buried cable in location begins approximately 7 Lowell St & Windemere Drive a	Senior Program Manager 978 725 1276  National Grid  Replacing direct buried cable in conduit and adding 2 pull location begins approximately 700 feet northwest of the cer Lowell St & Windemere Drive and continues approximatel direction.  unknown  Yes ☒ No ☐ Have you provided a contact number for the project manager?  Yes ☐ No ☒ Will the project involve work on private property or town right of way that is adjacent to or near private property?	Senior Program Manager 978 725 1276  National Grid  Replacing direct buried cable in conduit and adding 2 pull boxes on location begins approximately 700 feet northwest of the centerline of Lowell St & Windemere Drive and continues approximately 1500 feed direction.  UNKNOWN  Yes ☑ No ☐ Have you provided a contact number for the project manager?  Yes ☐ No ☒ Will the project involve work on private property or town right of way that is adjacent to or near private property?					



## TOWN OF ANDOVER

#### **Town Clerk's Office**

36 Bartlet Street Andover, MA 01810 978-623-8230 townclerk@andoverma.gov

#### **NOTICE**

You are hereby notified that a Public Hearing will be held by the Andover Board of Selectmen, on Monday, September 17 in the 3<sup>rd</sup> Floor Conference Room, 36 Bartlet Street, at 7 p.m.

This hearing is on the petition of National Grid requesting permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity, said underground conduits to be located substantially in accordance with the plan filed herewith marked – **Mohawk Rd.** - Andover, MA.

#20948022— National Grid to install 350 feet +/- of 2-3" PVC conduit from HH 1053 to Pad 1, install 350 feet +/- of 2-3" PVC conduit from HH 1053 to PB1. Also, install 115 +/- of 2-3" PVC conduit from Pad 1 to PB 1, install 25 +/- feet of 3-3" PVC conduit from PB1 to Pad 2, install 650 +/- feet of 4-3" PVC conduit from PB1 to Pad 2, install 25 +/- feet of 3-3" PVC conduit from PB 2 to Pad 3, install 320 +/- feet of 2-3" PVC conduit from PB2 to Pad 4. Also, install 490 +/- feet of 2-3" PVC conduit from PB2 to PB3, install 550 +/- feet of 2-3" PVC conduit from Pad 4 to PB3 to Pad 1 (Eagle Way). Also, install 500 +/- feet of 2-3" PVC conduit from PB3 to PB4. Install 450 +/- feet of 2-3" PVC conduits from Pad 5 to Pad 6. Also, install 400 +/- feet of 2-3" PVC conduit from Pad 6 to PB to Pad 7, install 350 +/- feet of 2-3" PVC conduit from PB4 to Pad 7. All conduits will be installed in the grass except for some street crossings. Location approximately as shown on plan attached.

Plan(s) of the proposed work can be found in the Meeting Packet on the Board of Selectmen page on the Town of Andover website, www.andoverma.gov .

Should you have any major concerns about this proposal, please call Chris Wellington, 978-725-1276, prior to the above-mentioned Selectmen's meeting date. A representative from the utility company will be available at 6:45 P.M. on the above date to answer any other questions you may have relating to the proposed work.

By order of the Board of Selectmen

Austin Simko Town Clerk

Plan No.: 20948022 September 7, 2018

## TOWN OF ANDOVER, MASSACHUSETTS

Christopher M. Cronin Director



TELEPHONE (978) 623-8700

FAX (978) 623-8799

#### **DEPARTMENT OF PUBLIC WORKS**

WATER TREATMENT PLANT 397 LOWELL STREET 01810 -4416

TO:

Austin Simko, Town Clerk

FROM:

Christopher Cronin, Department of Public Works Director

DATE:

August 17, 2018

SUBECT: National Grid

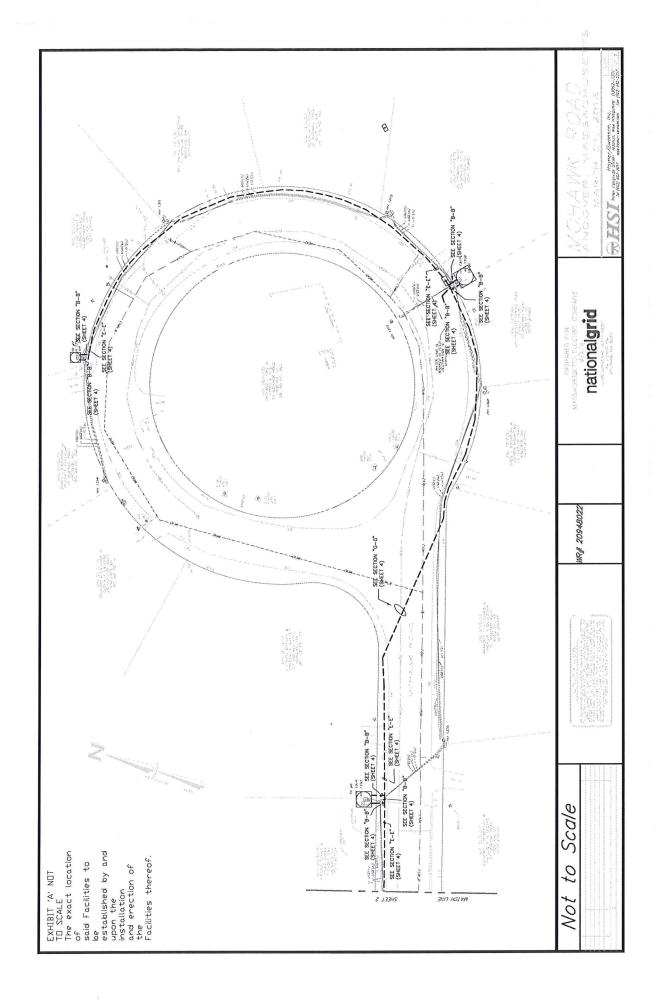
The petition by National Grid for the purposes of constructing a line of underground electric conduits, including the necessary sustaining and protecting fixtures along Mohawk Road is acceptable as shown on the petition listed below:

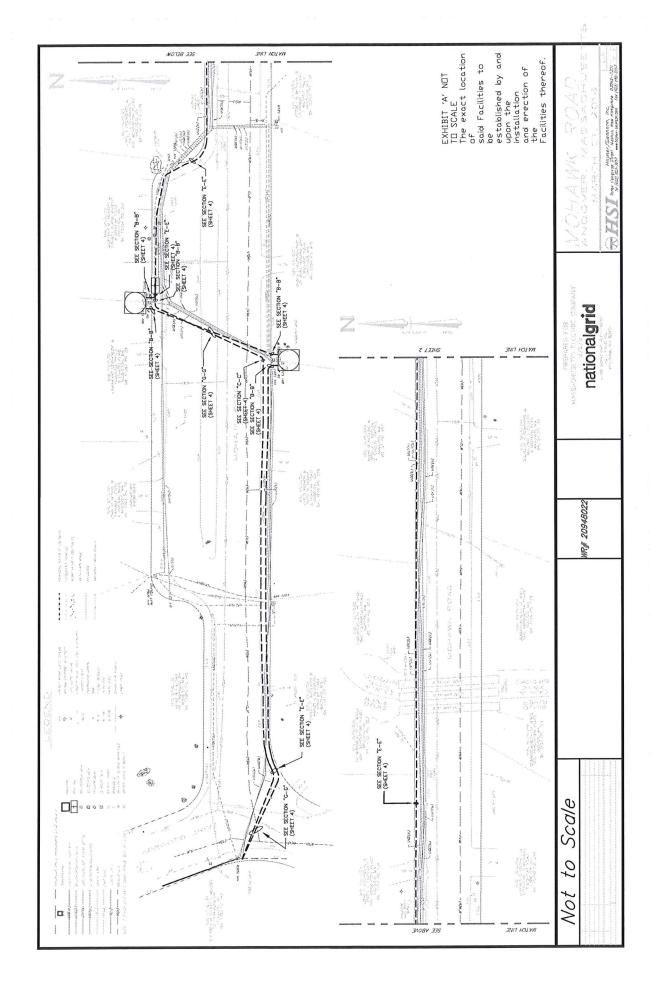
<u>Location</u> Mohawk Road Petition # 20948022

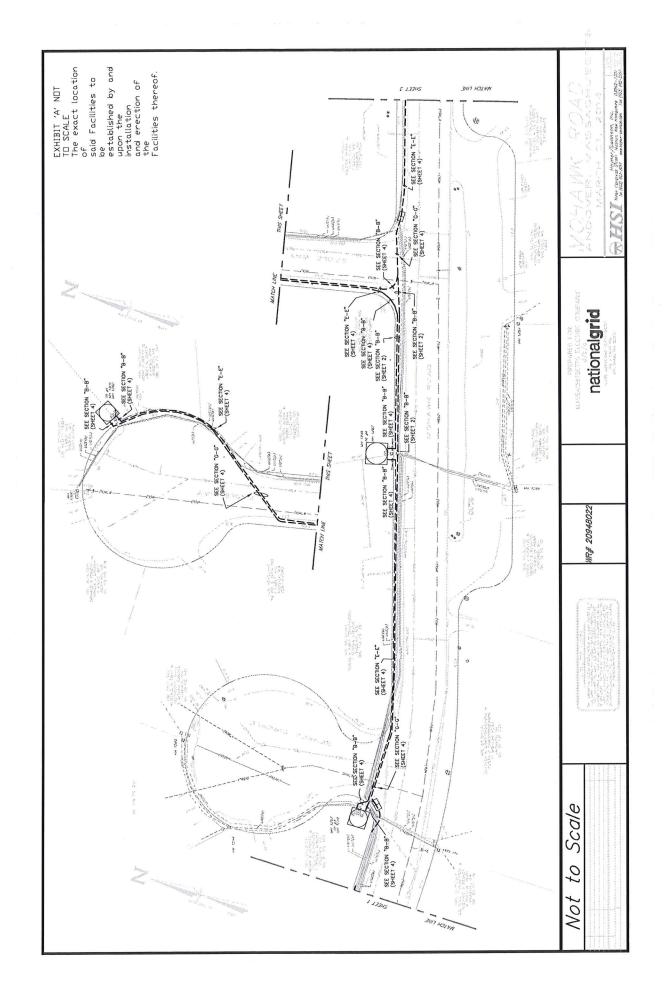
Prior to construction, a street opening permit must be obtained from the Department of Public Works.

CMC/ahm

cc: Arthur Martineau, Interim Town Engineer David Dargie, Construction Inspector







Questions contact – Chris Wellington 978 725 1276

Petition of the NATIONAL GRID Of NORTH ANDOVER, MASSACHUSETTS For Electric conduit Location: RECEIVED

2018 AUG -2 P 3: 09

TOWN OF ANDOVER, MASS

To the Board of Selectmen of Andover Massachusetts

Respectfully represents the NATIONAL GRID of North Andover, Massachusetts, that it desires to construct a line of underground electric conduits, including the necessary sustaining and protecting fixtures, under and across the public way or ways hereinafter named.

Wherefore it prays that after due notice and hearing as provided by law, it be granted permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity, said underground conduits to be located substantially in accordance with the plan filed herewith marked – Mohawk Road-Andover Massachusetts

The following are the streets and highways referred to:

20948022 Mohawk Road-National Grid to install 350 feet +/- of 2-3" PVC conduit from HH 1053 to Pad 1, install 350 feet +/- of 2-3" PVC conduit from HH 1053 to PB1. Also, we will install 115 +/- of 2-3" PVC conduit from pad 1 to PB 1, install 25+/- feet of 3-3" PVC conduit from PB1 to pad 2., install 650 +/- feet of 4-3" PVC conduit from PB 1 to pad 2, install 25 +/- feet of 3-3" PVC conduit from PB 2 to pad 3., install 320 +/- feet of 2-3" PVC conduit from PB2 to Pad 4. We will also install 490+/- feet of 2-3" PVC conduit from PB2 to PB3, install 550 +/- feet of 2-3" PVC conduit from Pad 4 to PB3 to Pad 1(Eagle Way). We will also install 500 +/- feet of 2-3" PVC conduit from pad 1(Eagle Way) to PB3 to Pad 5. We will install 550+/- feet of 2-3" PVC conduit from PB3 to PB4.Install 450+/- feet of 2-3" PVC conduits from pad 5 to pad 6. We will install 400+/- feet of 2-3" PVC conduit from PB4 to pad 7. All conduits will be installed in the grass except for some street crossings.

Location approximately as shown on plan attached

BY DY Engineering Department



## Town of Andover BOARD OF SELECTMEN

## License and Permit Application Public Hearing Questionnaire

Please be willing and able to address these questions before the Board of Selectmen during your hearing.

## Construction, Excavation & Installation Projects

Name	National Grid (Chris Wellington)							
Address	1101 Turnpike St North Andover Ma							
Title	Senior Program Manager- 978 72	Senior Program Manager- 978 725 1276						
Company	National Grid							
Overview of this	Installing Conduit on Mohawk l	Drive. This location begins	approxi	mately 16 feet east of the				
project, its purpose,	centerline of the intersection of l	Farwood Drive and continu	ies appro	oximately 3350 feet in an				
and a brief scope of	East Direction							
work.								
What time of day	Unknown							
will this work take								
place?			1 5	N. [				
Have you notified	Yes ⊠ No □	Have you provided a	Yes ⊠	No □				
abutters that may be		contact number for the						
impacted by this		project manager?						
project?		Y47'11 (1 ' ( ' 1	N 🗆	N. O				
Will the project	Yes □ No ⊠	Will the project involve	Yes □	No □				
create traffic detours		work on private						
or prohibit access to		property or town right						
roadways or		of way that is adjacent						
driveways?		to or near private property?						
Diago mayido envi	Click or tap here to enter text.	property:						
Please provide any additional	Click of tap here to effer text.							
information that								
may be useful to the								
Board.								
Doard.								
		¥						
	8							



## TOWN OF ANDOVER

#### **Town Clerk's Office**

36 Bartlet Street Andover, MA 01810 978-623-8230 townclerk@andoverma.gov

#### **NOTICE**

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This hearing is on the petition of National Grid requesting permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity, said underground conduits to be located substantially in accordance with the plan filed herewith marked – **Greybirch Road and Greenbriar Circle** - Andover, MA.

#25022399— National Grid to replace all direct buried cables with cable conduits. Also, to install conduits from riser pole 123 with 2-3" conduits until last transformer 9, and install 4 pull boxes. The location begins approximately 10 feet east of the centerline of the intersection of River Road and Greybirch Road and continues approximately 3700 feet in an easterly direction. Location approximately as shown on plan attached.

Plan(s) of the proposed work can be found in the Meeting Packet on the Board of Selectmen page on the Town of Andover website, <a href="https://www.andoverma.gov">www.andoverma.gov</a>.

Should you have any major concerns about this proposal, please call Socrates Perez Morillo, 781-907-2605, prior to the above-mentioned Selectmen's meeting date. A representative from the utility company will be available at 6:45 P.M. on the above date to answer any other questions you may have relating to the proposed work.

By order of the Board of Selectmen

Austin Simko Town Clerk

Plan No.: 25022399 September 7, 2018

## TOWN OF ANDOVER, MASSACHUSETTS

Christopher M. Cronin
Director



TELEPHONE (978) 623-8700

FAX (978) 623-8799

#### **DEPARTMENT OF PUBLIC WORKS**

WATER TREATMENT PLANT 397 LOWELL STREET 01810 -4416

TO:

Austin Simko, Town Clerk

FROM:

Christopher Cronin, Department of Public Works Director

DATE:

August 17, 2018

SUBECT: National Grid

The petition by National Grid for the purposes of constructing a line of underground electric conduits, including the necessary sustaining and protecting fixtures along Greybirch Road and Greenbriar Circle is acceptable as shown on the petition listed below:

Location

Greybirch Road and Greenbriar Circle

Petition # 25022399

ermit must be obtained from

Prior to construction, a street opening permit must be obtained from the Department of Public Works.

CMC/ahm

cc: Arthur Martineau, Interim Town Engineer David Dargie, Construction Inspector Questions contact – Socrates Perez Morillo 781 907 2605

TOWN CLERK'S OFFICE

2018 AUG -2 P 3: 10

TOWN OF ANDOVER, MASS

Petition of the NATIONAL GRID Of NORTH ANDOVER, MASSACHUSETTS For Electric conduit Location:

To the Board of Selectmen of Andover Massachusetts

Respectfully represents the NATIONAL GRID of North Andover, Massachusetts, that it desires to construct a line of underground electric conduits, including the necessary sustaining and protecting fixtures, under and across the public way or ways hereinafter named.

Wherefore it prays that after due notice and hearing as provided by law, it be granted permission to excavate the public highways and to run and maintain underground electric conduits. together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity, said underground conduits to be located substantially in accordance with the plan filed herewith marked - Greybirch Road & Greenbriar Circle-Andover Massachusetts

The following are the streets and highways referred to:

25022399 Greybirch Road & Greenbriar Circle-National Grid to replace all direct buried cables with cable in conduits, Also, to install conduits from riser pole 123 with 2-3" conduits until last transformer 9, and install 2 pull boxes. The location begins approximately 10 feet east of the Centerline of the intersection of River road and Greybirch Road and continues approximately 3700 feet in an easterly direction.

Location approximately as shown on plan attached

Dated: July 31, 2018



### Town of Andover BOARD OF SELECTMEN

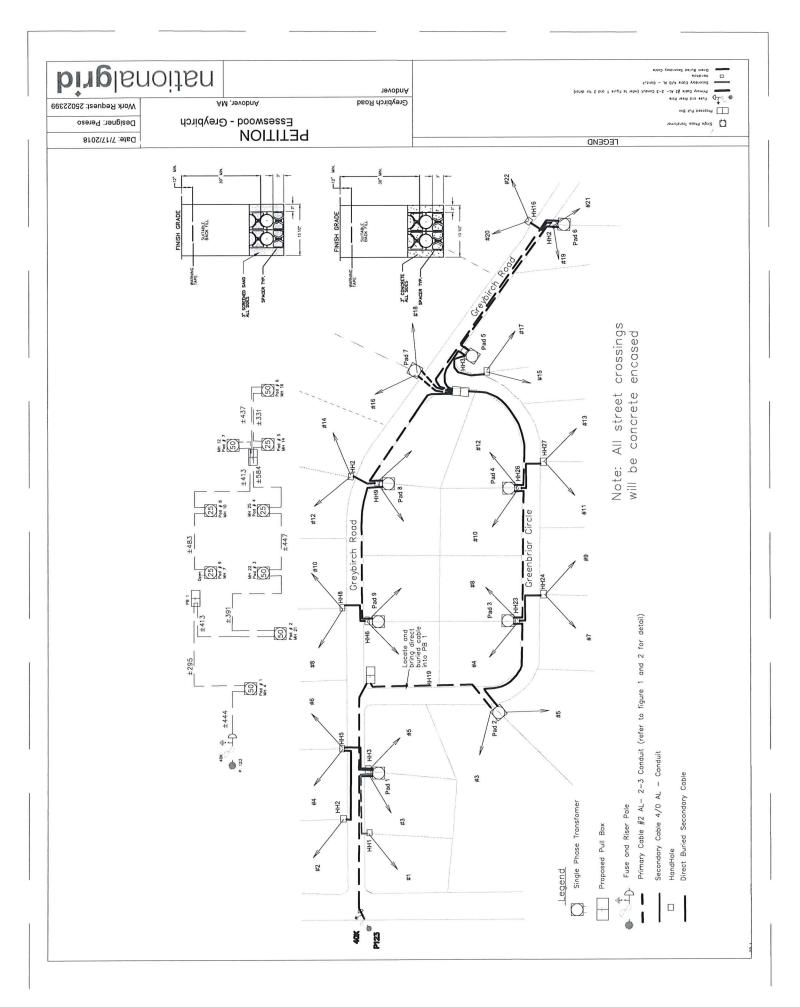
#25022399

## License and Permit Application Public Hearing Questionnaire

Please be willing and able to address these questions before the Board of Selectmen during your hearing.

## **Construction, Excavation & Installation Projects**

Name	National Grid (Socrates Perez Morillo )							
Address	1101 Turnpike St North Andover Ma 61845							
Title	Designer -781-907-2605							
Company	National Grid							
Overview of this	Replace all direct buried cables	with cable in conduits, ins	tall cond	uits from riser pole with				
project, its purpose,	conduits until last transformer, a		Committee and Street Wall Street	AND				
and a brief scope of	feet east of the centerline of the		and Grey	birch Road.and				
work.	continues approximately 3700 fe	et in an east direction.						
What time of day	unknown							
will this work take	я							
place?	Yes ⊠ No □	TT	Yes 🛛	No 🗆				
Have you notified abutters that may be	Yes Ka 190 LI	Have you provided a contact number for the	res 🖂	NO L				
impacted by this		project manager?						
project?		project manager:						
Will the project	Yes 🗆 No 🗆	Will the project involve	Yes 🗆	No □				
create traffic detours	165 110 11	work on private	163	110 🗆				
or prohibit access to		property or town right						
roadways or		of way that is adjacent	1					
driveways?		to or near private						
and an		property?						
Please provide any	Click or tap here to enter text.							
additional	1							
information that								
may be useful to the								
Board.								





## TOWN OF ANDOVER

#### **Town Clerk's Office**

36 Bartlet Street Andover, MA 01810 978-623-8230 townclerk@andoverma.gov

#### **NOTICE**

You are hereby notified that a Public Hearing will be held by the Andover Board of Selectmen, on Monday, September 17 in the 3<sup>rd</sup> Floor Conference Room, 36 Bartlet Street, at 7 p.m.

This hearing is on the petition of National Grid requesting permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity, said underground conduits to be located substantially in accordance with the plan filed herewith marked – Tewksbury Street, Yardley Road, Copley Drive, Bristol Lane, Waverly Drive, Garfield Lane North, Garfield Lane West, Garfield Lane East and Radcliff Drive, Andover, MA.

**#18404978 UG** – National Grid to install UG cable and conduit throughout the Belmont Park Residential Development. The cable and conduit to extend from pole 2757 and pole 2765-50 Tewksbury Street and into Belmont Park Residential Development. Location approximately as shown on plan attached.

Plan(s) of the proposed work can be found in the Meeting Packet on the Board of Selectmen page on the Town of Andover website, <a href="https://www.andoverma.gov">www.andoverma.gov</a>.

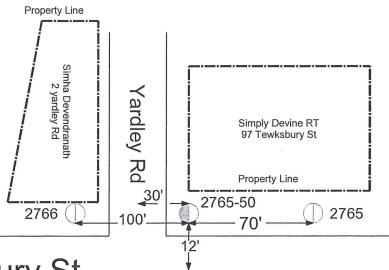
Should you have any major concerns about this proposal, please call Chris Wellington, 978-725-1276, prior to the above-mentioned Selectmen's meeting date. A representative from the utility company will be available at 6:45 P.M. on the above date to answer any other questions you may have relating to the proposed work.

By order of the Board of Selectmen

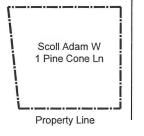
Austin Simko Town Clerk

Plan No.: 18404978 UG September 7, 2018





## Tewksbury St



Russell Paul L D JR 2 Pine Cone Ln

Pine Cone Ln

Froburg, Frank W JR 92 Tewksbury St

Property Line

JOINT OWNED POLE PETITION	national <b>grid</b>					
Proposed NGRID Pole Locations	And Verizon New England, Inc.					
Existing NGRID Pole Locations	Date: 11/12/2015					
Proposed J.O. Pole Locations	- Date. 11/12/2013					
① Existing J.O. Pole Locations	Plan Number: 18404978					
Existing Telephone Co. Pole Locations	To Accompany Petition Dated:					
© Existing NGRID Pole Location To Be Made J.O.						
Existing Pole Locations To Be Removed	To The: Town Of Andover					
	For Proposed: Pole: Location: Tewksbury St					
DISTANCES ARE APPROXIMATE	Date Of Original Grant:					

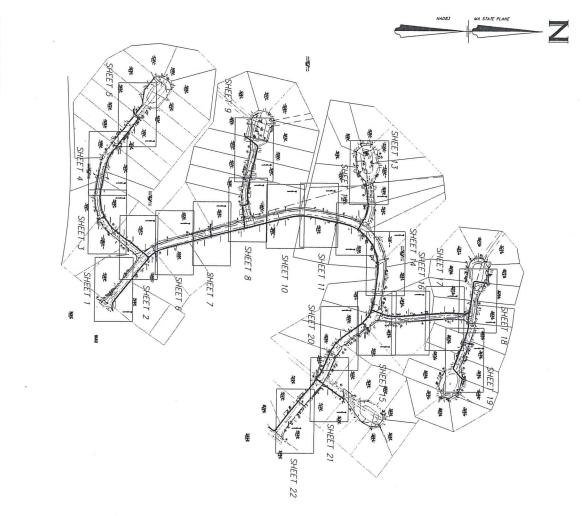
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- UTILITIES SHOWN ARE BASED ON AVAILABLE PLANS, OBSERVED PHISICAL FEATURES AND SUBSURFACE DELINEATION PERFORMED BY OTHERS.

# LEGEND

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PROPOSED PULLBOX

## TOWN OF ANDOVER, MASSACHUSETTS

Christopher M. Cronin Director



TELEPHONE (978) 623-8700

FAX (978) 623-8799

#### **DEPARTMENT OF PUBLIC WORKS**

WATER TREATMENT PLANT 397 LOWELL STREET 01810 -4416

TO:

Lawrence Murphy, Acting Town Clerk

FROM:

Christopher Cronin, Department of Public Works Director

DATE:

July 24, 2018

SUBECT: National Grid

The petition by National Grid for the purposes of locating poles, wires, and fixtures, including the necessary sustaining and protecting fixtures along Tewksbury St., Yardley Rd., Copley Dr., Bristol Ln., Waverly Dr., Garfield Ln. North, Garfield Ln. West, Garfield Ln. East and Radcliff Dr. is acceptable as shown on the petition listed below.

Location

<u>Petition #</u> 18404978UG

Tewksbury St., Yardley Rd., Copley Dr., Bristol Ln., Waverly Dr., Garfield Ln. North, Garfield Ln. West, Garfield Ln. East and Radcliff Dr.

Prior to construction, a street opening permit must be obtained from the Department of Public Works.

CMC/ahm

cc: Arthur Martineau, Interim Town Engineer David Dargie, Construction Inspector

# 180978



## Town of Andover BOARD OF SELECTMEN

## License and Permit Application Public Hearing Questionnaire

Please be willing and able to address these questions before the Board of Selectmen during your hearing.

## **Construction, Excavation & Installation Projects**

Name	National Grid (Chris Wellington)									
Address	1101 Turnpike St N). And Wer MA 01845									
Title	Senior Program Manager 978-725-1276									
Company	National Grid									
Overview of this	Installing UG Cable and conduit	throughout the Belmont P	ark Residential Development							
project, its purpose, and a brief scope of	Temsbury St Bre	Tewksbury St Bristol Lane RADWIFFE De YARDLY RD WAVELY DR Copley Dr Garfield LN								
work.	YAROLY RD V	invecty or								
r	Copley Dr G	defield LN								
What time of day will this work take place?	unknown									
Have you notified abutters that may be impacted by this project?	Yes ⊠ No □	Have you provided a contact number for the project manager?	Yes ⊠ No □							
Will the project create traffic detours or prohibit access to roadways or driveways?	Yes □ No D	Will the project involve work on private property or town right of way that is adjacent to or near private property?	Yes □ No □							
Please provide any additional information that may be useful to the Board.	Click or tap here to enter text.									

## ZOTES

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- UTILITIES SHOWN ARE BASED ON AVAILABLE PLANS, OBSERVED PHYSICAL FEATURES AND SUBSURFACE DELINEATION PERFORMED BY OTHERS.

# LEGEND

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PROPOSED PULLBOX PROPOSED ELECTRIC CONDUIT



## Pole & UG Petition/Permit Request Form

City Town of _	Andover	•	WR#_18404978					
(circle one)  Install	(quantity)	SO JO Poles on (circle one)	Tewksbury St (street name)					
Remove_	(quantity)	SO JO Poles on (circle one)	(street name)					
Relocate _	(quantity)	SO JO Poles on (circle one)	(street name)					
Beginning	g at a point approxin	nately 30 (distance)	feet Northeast of the centerline (compass heading)					
of the inte	ersection of	Tewk (s	sbury St and Yardley RD					
and contin	nuing approximately	(distance)	eet in a direction.					
	derground facilities:		Waverly DR, Garfield LN (N, E and W), Radcliff DR					
	on of Work:	Soproy Brit, Briotor Err,						
Install UG cable and conduit throughout the Belmont Park residential development								
ENGINE	ER Richard Jacks	son						
DATE 1	1/12/2015	·						

Distribution Design

Updated by: JMD.

Last Updated: 01/14/2011

Questions contact – Chris Wellington-978-725-1276

RECEIVED
WHICH ERK'S OFFICE

Petition of the NATIONAL GRID
Of NORTH ANDOVER, MASSACHUSETTS
For Electric conduit Location:

WHOF ANDOVER, MASS

743 JUL 20 P 12:05

To the Board of Selectmen of Andover Massachusetts

Respectfully represents the NATIONAL GRID of North Andover, Massachusetts, that it desires to construct a line of underground electric conduits, including the necessary sustaining and protecting fixtures, under and across the public way or ways hereinafter named.

Wherefore it prays that after due notice and hearing as provided by law, it be granted permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity, said underground conduits to be located substantially in accordance with the plan filed herewith marked – Tewksbury St ,Yardley Road, Copley Dr,Bristol Lane,Waverly Dr,Garfield Lane North,Garfield Lane West,Garfield Lane East and Radcliff Drive-Andover Massachusetts

The following are the streets and highways referred to:

18404978 UG Tewksbury St ,Yardley Road,Copley Dr,Bristol Lane,Waverly Dr,Garfield Lane North,Garfield Lane West,Garfield Lane East and Radcliff Drive-National Grid to install UG cable and conduit throughout the Belmont Park Residential development. The cable and conduit to extend from pole 2757 and pole 2765-50 Tewksbury St and into the Belmont Park Residential development.

Location approximately as shown on plan attached

NATIONAL GRID

Engineering Departme

Dated: July 18, 2018



## TOWN OF ANDOVER

#### **Town Clerk's Office**

36 Bartlet Street Andover, MA 01810 978-623-8230 townclerk@andoverma.gov

#### **NOTICE**

You are hereby notified that a Public Hearing will be held by the Andover Board of Selectmen, on Monday, **October 1** in the 3<sup>rd</sup> Floor Conference Room, 36 Bartlet Street, at 7 p.m.

This hearing is on the petition of National Grid requesting permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity, said underground conduits to be located substantially in accordance with the plan filed herewith marked – **Bateson Drive** - Andover, MA.

**#22910111** – **Bateson Drive** – National Grid to install 465 +/- feet of 2-3" PVC conduit from pole 5755 to proposed pad 16. They will install 418 +/- feet of 2-3" PVC conduit from pad 16 to proposed pad 14 and install 228 +/- feet of PVC conduit from pad 14 to proposed pad 11. Also, to install 623 +/- feet of PVC conduit from pad 11 to pad 7. All conduits will be installed in the grass except for some street crossings. The location begins at a point approximately 15 feet south of the centerline of the intersection of Cutler Road and continues approximately 1650 feet in a southerly direction. Location approximately as shown on plan attached.

Plan(s) of the proposed work can be found in the Meeting Packet on the Board of Selectmen page on the Town of Andover website, www.andoverma.gov.

Should you have any major concerns about this proposal, please call Chris Wellington, 978-725-1276, prior to the above-mentioned Selectmen's meeting date. A representative from the utility company will be available at 6:45 P.M. on the above date to answer any other questions you may have relating to the proposed work.

By order of the Board of Selectmen

Austin Simko Town Clerk

Plan No.: 22910111 September 21, 2018

## TOWN OF ANDOVER, MASSACHUSETTS

Christopher M. Cronin Director



TELEPHONE (978) 623-8700

FAX (978) 623-8799

#### DEPARTMENT OF PUBLIC WORKS

WATER TREATMENT PLANT 397 LOWELL STREET 01810 -4416

TO:

Austin Simko, Town Clerk

FROM:

Christopher Cronin, Department of Public Works Directo OMC

DATE:

September 6, 2018

SUBECT: National Grid

The petition by National Grid for the purposes of locating poles, wires, and fixtures, including the necessary sustaining and protecting fixtures along Bateson Drive is acceptable as shown on the petition listed below with special consideration given to the fact that an easement will be required from the Town:

<u>Location</u> Bateson Drive Petition # 22910111

Prior to construction, a street opening permit must be obtained from the Department of Public Works.

CMC/ahm

cc: Arthur Martineau, Interim Town Engineer David Dargie, Construction Inspector Questions contact – Chris Wellington 978 725 1276

Petition of the NATIONAL GRID Of NORTH ANDOVER, MASSACHUSETTS For Electric conduit Location:

To the Board of Selectmen of Andover Massachusetts

Respectfully represents the NATIONAL GRID of North Andover, Massachusetts, that it desires to construct a line of underground electric conduits, including the necessary sustaining and protecting fixtures, under and across the public way or ways hereinafter named.

Wherefore it prays that after due notice and hearing as provided by law, it be granted permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity, said underground conduits to be located substantially in accordance with the plan filed herewith marked – Bateson Drive-Andover Massachusetts

The following are the streets and highways referred to:

22910111 Bateson Drive-National Grid to install 465 +/- feet of 2-3" PVC conduit from pole 5755 to proposed pad 16. We will install 418 +/- feet of 2-3" PVC conduit from pad 16 to proposed pad 14, and install 228 +/- feet of PVC conduit from pad 14 to proposed pad 11. Also we will install 623 +/- feet of PVC conduit from pad 11 to pad 7. All conduits will be installed in the grass except for some street crossings. The location begins at a point approximately 15 feet south of the centerline of the intersection of Cutler Road and continues approximately 1650 feet in a southerly direction.

Location approximately as shown on plan attached

NATIONAL GRID
BY MACE Engineering Department

Dated: June 26, 2018



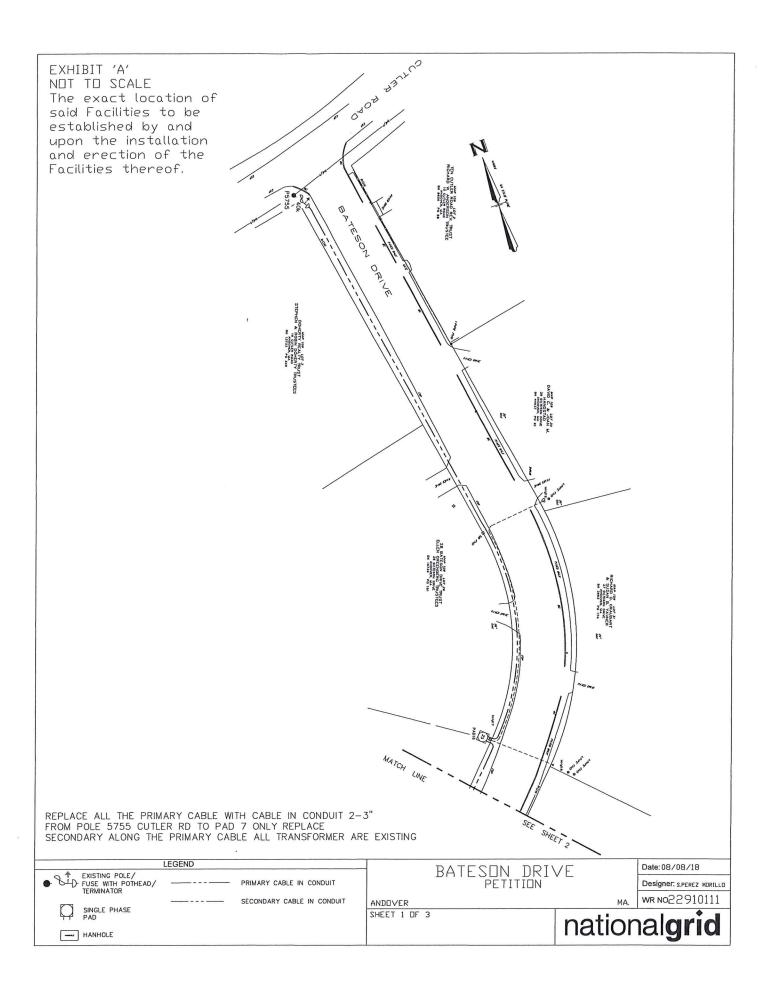
### Town of Andover BOARD OF SELECTMEN

### License and Permit Application Public Hearing Questionnaire

Please be willing and able to address these questions before the Board of Selectmen during your hearing.

### Construction, Excavation & Installation Projects

Name	National Grid (Chris Wellingto	n)		
Address	1101 Turnpike St North Andove	r'		1
Title	Program Manager 978 725 1276			
Company	National Grid			
Overview of this	Installing conduit on Bateson D	_	-	
project, its purpose,	south of the centerline of the int	tersection of Cutler Road ar	nd contin	ues approximately 1650
and a brief scope of	feet in a south direction.			
work.	4			
WATE - C C Ass	1			
What time of day will this work take	unknown			
place?			*	
Have you notified	Yes ⊠ No □	Have you provided a	Yes ⊠	No 🗆
abutters that may be	100 🖂	contact number for the	100 2	110 🗀
impacted by this		project manager?		
project?	*	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		
Will the project	Yes □ No ⊠	Will the project involve	Yes □	No 🗆
create traffic detours		work on private		
or prohibit access to		property or town right		
roadways or	*	of way that is adjacent		
driveways?		to or near private		
		property?		
Please provide any	Click or tap here to enter text.			
additional				
information that				
may be useful to the				
Board.				



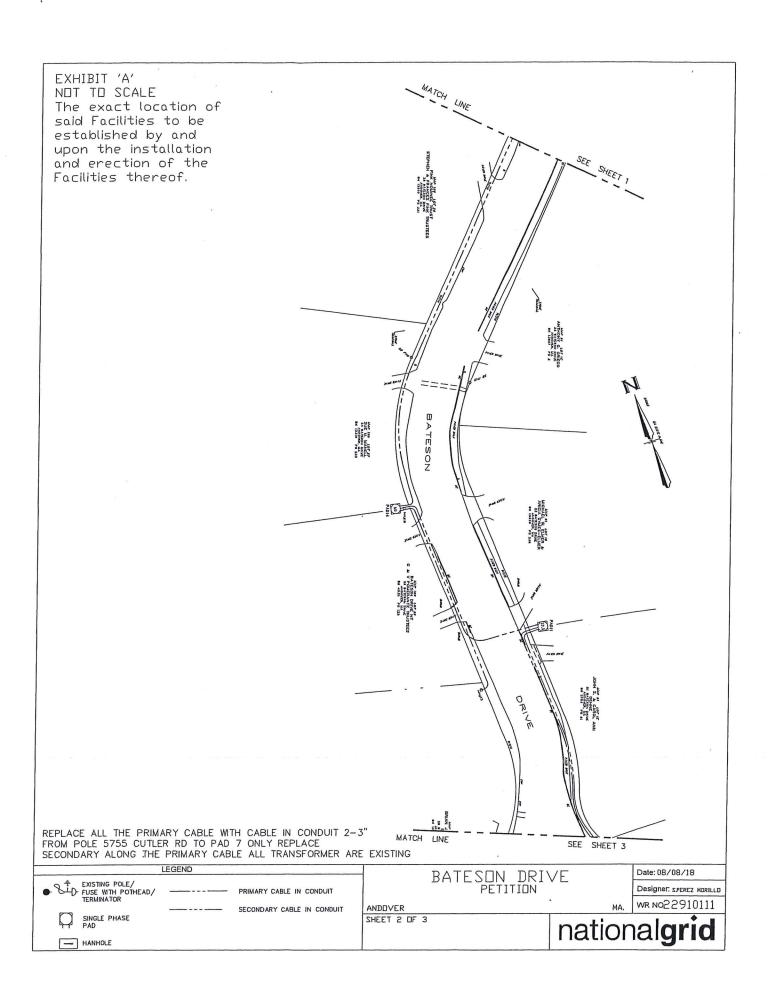


EXHIBIT 'A' NOT TO SCALE The exact location of said Facilities to be established by and MATCH LINE upon the installation SEE SHEET 2 OF 3 and erection of the Facilities thereof. REPLACE ALL THE PRIMARY CABLE WITH CABLE IN CONDUIT 2-3" FROM POLE 5755 CUTLER RD TO PAD 7 ONLY REPLACE SECONDARY ALONG THE PRIMARY CABLE ALL TRANSFORMER ARE EXISTING LEGEND BATESON DRIVE PETITION Date: 08/08/18 EXISTING POLE/
FUSE WITH POTHEAD/
TERMINATOR Designer: SPEREZ MORILLO PRIMARY CABLE IN CONDUIT WR NO22910111 ANDOVER SECONDARY CABLE IN CONDUIT national**grid** SINGLE PHASE PAD SHEET 3 DF 3 HANHOLE

## COMMONWEALTH OF MASSACHUSETTS WILLIAM FRANCIS GALVIN SECRETARY OF THE COMMONWEALTH

#### WARRANT FOR THE STATE ELECTION

SS.

To the Constables of the Town of Andover

#### **GREETINGS:**

In the name of the Commonwealth, you are hereby required to notify and warn the inhabitants of said town who are qualified to vote in the State Election to vote at

# Precincts 1 and 3 THE CENTER AT PUNCHARD ALSO KNOWN AS THE ANDOVER SENIOR CENTER WHITTIER COURT, ANDOVER, MASSACHUSETTS

# Precincts 4, 5, and 6 WOOD HILL MIDDLE SCHOOL GYMNASIUM HIGH PLAIN ROAD, ANDOVER, MASSACHUSETTS

Precincts 2, 7, 7A, 8, and 9
THE RICHARD J. COLLINS FIELD HOUSE ANDOVER HIGH SCHOOL SHAWSHEEN ROAD, ANDOVER, MASSACHUSETTS

on TUESDAY, THE SIXTH DAY OF NOVEMBER, 2018, from 7:00 A.M. to 8:00 P.M. for the following purpose:

To cast their votes in the State Election for the candidates for the following offices and questions:

SENATOR IN CONGRESS	FOR THIS COMMONWEALTH
GOVERNOR	FOR THIS COMMONWEALTH
LIEUTENANT GOVERNOR	FOR THIS COMMONWEALTH
ATTORNEY GENERAL	FOR THIS COMMONWEALTH
SECRETARY OF STATE	FOR THIS COMMONWEALTH
TREASURER AND RECEIVER GENERAL	FOR THIS COMMONWEALTH
AUDITOR	FOR THIS COMMONWEALTH
REPRESENTATIVE IN CONGRESS	THIRD CONGRESSIONAL DISTRICT
Precincts 2, 3, 4, 5, 6, 7, and 9	
REPRESENTATIVE IN CONGRESS	SIXTH CONGRESSIONAL DISTRICT
Precincts 1, 7A, and 8	
COUNCILLOR	FIFTH COUNCILLOR DISTRICT
SENATOR IN GENERAL COURT	SECOND ESSEX & MIDDLESEX DISTRICT
REPRESENTATIVE IN GENERAL COURT	SEVENTEENTH ESSEX DISTRICT
Precincts 2, 3, and 4	
REPRESENTATIVE IN GENERAL COURT	EIGHTEENTH ESSEX DISTRICT
Precincts 1, 5, 6, 7, 7A, 8, and 9	
DISTRICT ATTORNEY	EASTERN DISTRICT
CLERK OF COURTS	ESSEX COUNTY
REGISTER OF DEEDS	ESSEX COUNTY NORTHERN DISTRICT

#### **QUESTION 1: LAW PROPOSED BY INITIATIVE PETITION**

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives on or before May 2, 2018?

#### **SUMMARY**

This proposed law would limit how many patients could be assigned to each registered nurse in Massachusetts hospitals and certain other health care facilities. The maximum number of patients per registered nurse would vary by type of unit and level of care, as follows:

- In units with step-down/intermediate care patients: 3 patients per nurse;
- In units with post-anesthesia care or operating room patients: 1 patient under anesthesia per nurse; 2 patients post-anesthesia per nurse;
- In the emergency services department: 1 critical or intensive care patient per nurse (or 2 if the nurse has assessed each patient's condition as stable); 2 urgent non-stable patients per nurse; 3 urgent stable patients per nurse; or 5 non-urgent stable patients per nurse;
- In units with maternity patients: (a) active labor patients: 1 patient per nurse; (b) during birth and for up to two hours immediately postpartum: 1 mother per nurse and 1 baby per nurse; (c) when the condition of the mother and baby are determined to be stable: 1 mother and her baby or babies per nurse; (d) postpartum: 6 patients per nurse; (e) intermediate care or continuing care babies: 2 babies per nurse; (f) well-babies: 6 babies per nurse;
- In units with pediatric, medical, surgical, telemetry, or observational/outpatient treatment patients, or any other unit: 4 patients per nurse; and
- In units with psychiatric or rehabilitation patients: 5 patients per nurse.

The proposed law would require a covered facility to comply with the patient assignment limits without reducing its level of nursing, service, maintenance, clerical, professional, and other staff.

The proposed law would also require every covered facility to develop a written patient acuity tool for each unit to evaluate the condition of each patient. This tool would be used by nurses in deciding whether patient limits should be lower than the limits of the proposed law at any given time.

The proposed law would not override any contract in effect on January 1, 2019 that set higher patient limits. The proposed law's limits would take effect after any such contract expired.

The state Health Policy Commission would be required to promulgate regulations to implement the proposed law. The Commission could conduct inspections to ensure compliance with the law. Any facility receiving written notice from the Commission of a complaint or a violation would be required to submit a written compliance plan to the Commission. The Commission could report violations to the state Attorney General, who could file suit to obtain a civil penalty of up to \$25,000 per violation as well as up to \$25,000 for each day a violation continued after the Commission notified the covered facility of the violation. The Health Policy Commission would be required to establish a toll-free telephone number for complaints and a website where complaints, compliance plans, and violations would appear.

The proposed law would prohibit discipline or retaliation against any employee for complying with the patient assignment limits of the law. The proposed law would require every covered facility to post within each unit, patient room, and waiting area a notice explaining the patient limits and how to report violations. Each day of a facility's non-compliance with the posting requirement would be punishable by a civil penalty between \$250 and \$2,500.

The proposed law's requirements would be suspended during a state or nationally declared public health emergency.

The proposed law states that, if any of its parts were declared invalid, the other parts would stay in effect. The proposed law would take effect on January 1, 2019.

A YES VOTE would limit the number of patients that could be assigned to one registered nurse in hospitals and certain other health care facilities.

A NO VOTE would make no change in current laws relative to patient-to-nurse limits.

#### **QUESTION 2: LAW PROPOSED BY INITIATIVE PETITION**

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives on or before May 2, 2018?

#### **SUMMARY**

This proposed law would create a citizens commission to consider and recommend potential amendments to the United States Constitution to establish that corporations do not have the same Constitutional rights as human beings and that campaign contributions and expenditures may be regulated.

Any resident of Massachusetts who is a United States citizen would be able to apply for appointment to the 15-member commission, and members would serve without compensation. The Governor, the Secretary of the Commonwealth, the state Attorney General, the Speaker of the state House of Representatives, and the President of the state Senate would each appoint three members of the commission and, in making these appointments, would seek to ensure that the commission reflects a range of geographic, political, and demographic backgrounds.

The commission would be required to research and take testimony, and then issue a report regarding (1) the impact of political spending in Massachusetts; (2) any limitations on the state's ability to regulate corporations and other entities in light of Supreme Court decisions that allow corporations to assert certain constitutional rights; (3) recommendations for constitutional amendments; (4) an analysis of constitutional amendments introduced to Congress; and (5) recommendations for advancing proposed amendments to the United States Constitution.

The commission would be subject to the state Open Meeting Law and Public Records Law. The commission's first report would be due December 31, 2019, and the Secretary of the Commonwealth would be required to deliver the commission's report to the state Legislature, the United States Congress, and the President of the United States.

The proposed law states that, if any of its parts were declared invalid, the other parts would stay in effect. The proposed law would take effect on January 1, 2019.

**A YES VOTE** would create a citizens commission to advance an amendment to the United States Constitution to limit the influence of money in elections and establish that corporations do not have the same rights as human beings.

A NO VOTE would not create this commission.

#### **QUESTION 3: REFERENDUM ON AN EXISTING LAW**

Do you approve of a law summarized below, which was approved by the House of Representatives and the Senate on July 7, 2016?

#### **SUMMARY**

This law adds gender identity to the list of prohibited grounds for discrimination in places of public accommodation, resort, or amusement. Such grounds also include race, color, religious creed, national origin, sex, disability, and ancestry. A "place of public accommodation, resort or amusement" is defined in existing law as any place that is open to and accepts or solicits the patronage of the general public, such as hotels, stores, restaurants, theaters, sports facilities, and hospitals. "Gender identity" is defined as a person's sincerely held gender-related identity, appearance, or behavior, whether or not it is different from that traditionally associated with the person's physiology or assigned sex at birth.

This law prohibits discrimination based on gender identity in a person's admission to or treatment in any place of public accommodation. The law requires any such place that has separate areas for males and females (such as restrooms) to allow access to and full use of those areas consistent with a person's gender identity. The law also prohibits the owner or manager of a place of public accommodation from using advertising or signage that discriminates on the basis of gender identity.

This law directs the state Commission Against Discrimination to adopt rules or policies and make recommendations to carry out this law. The law also directs the state Attorney General to issue regulations or guidance on referring for legal action any person who asserts gender identity for an improper purpose.

The provisions of this law governing access to places of public accommodation are effective as of October 1, 2016. The remaining provisions are effective as of July 8, 2016.

**A YES VOTE** would keep in place the current law, which prohibits discrimination on the basis of gender identity in places of public accommodation.

**A NO VOTE** would repeal this provision of the public accommodation law.

Given under our hands this day or	I, 2018.
Alex J. Vispoli, Chair	Ann W. Gilbert
Laura M. Gregory, Vice-Chair	Paul J. Salafia
Christian C. Huntress, Secretary	
Selectmen of: T	The Town of Andover, Massachusetts
nt to the foregoing Warrant, I, the subscriber tants of said Town to meet at the time and pl d copy of the same on the Town Hall, on eac	r, one of the Constables of the Town of Andover, have notified to ace and for the purposes stated in said Warrant, by posting a truth schoolhouse, and in no less than five other public places where been posted at least seven days before the Election.



12 Chestnut Street Andover, MA 01810-3706 Tel: 978-475-4488

Fax: 978-475-6703 www.jbllclaw.com mark@jbllclaw.com Mark B. Johnson (MA, NH, DC) Donald F. Borenstein (MA, ME, NH)

> Rachel Davis Baime (MA) Gregory R. Richard (MA, NH) Kathleen M. Heyer (MA, NH) Thomas D. Orr (MA)

Of Counsel
Robert W. Lavoie (MA, NH)
Lorri S. Gill (MA)

Paralegals
Karen L. Bussell
Danielle R. Corey
Lianne Patenaude
Ellen M. Melvin
Tina M. Wilson

August 30, 2018

Andrew Flanagan Town Manager Town of Andover 36 Bartlet Street Andover, MA 01810

Re: Riverside Woods Development, River Road, Andover, MA

Dear Andrew:

I represent Pulte Homes of New England, LLC relative to Riverside Woods on River Road in Andover. This development was permitted pursuant to Section 8.8 Senior Residential Community Overlay District.

We would like to discuss with the Board of Selectman at its next meeting an amendment to the Zoning Bylaw, Section 8.8.3 *Definitions* to replace "62" with "55" in the definition of *Senior*, <sup>1</sup> *Senior Housing* <sup>2</sup> and *Aging Population*. <sup>3</sup>

The intent of the amendments would be to allow individuals 55 and over to purchase units and reside in the development.

Pulte has met with the Council on Aging who has voted to support a change from 62 to 55. See photo-copy of letter attached. We have also discussed this with the Planning Board.

Andover does not have a 55 and over bylaw which has resulted in a large number of Andover residents who are 55 or over moving to 55 and over developments in neighboring Towns.

<sup>&</sup>lt;sup>1</sup> Senior is currently defined as "Any person having reached the age of 62 years"

<sup>&</sup>lt;sup>2</sup> Senior Household is currently defined as "Any household having at least one person 62 years or older"

<sup>&</sup>lt;sup>3</sup> Aging Population is currently defined as "A population having reached the age of 62 or older"

Andrew Flanagan, Town Manager August 30, 2018 Page 2

Pulte believes that the change in the bylaw would be consistent with providing Andover residents with diversity in housing options.

I look forward to discussing this with the Selectman.

Very truly yours,

JOHNSON & BORENSTEIN, LLC

Mark B. Johnson

MBJ~klb Enclosure

#### TOWN OF ANDOVER

Joseph Connelly Director of Community Service Divisions



#### **Department of Community Services**

To:

Mr. Reid Blute, Pulte Home

From:

Joseph Connelly, Director of Department of Community Services

Date:

January 30, 2018

Subject:

Council on Aging

At the Council on Aging's January 11, 2018 meeting, the Council discussed the lowering of the age restriction from 62 years to 55 years for the Pulte development known as Riverside Woods.

On a motion made by Council Member Rando, and seconded by Council Member O'Connor, the Council on Aging motioned to support the lowering of the age restriction from 62 years to 55 years for the Riverside Woods development. The motion was approved on a 6-2 vote.

This vote will be reflected in the minutes of the January 11, 2018 meeting after the Council on Aging's official approval at their February 8, 2018 meeting.

cc:

Paul Materazzo, Director of Planning Annmary Connor, Director of Elder Services Ken Debenedictis, Chair Council on Aging Don Robb, Chair Elder Services Task Force